

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

OSCAR BERT BLAKE,

Plaintiff,

v.

13-cv-0074 GBW/SMV

**CNTY. OF OTERO,
OTERO CNTY. SHERIFF'S DEP'T,
CARRERA, and VISCARRA,**

Defendants.

ORDER QUASHING ORDER TO SHOW CAUSE

THIS MATTER is before the Court on Plaintiff's Response [Doc. 10] to the Order to Show Cause [Doc. 5]. Plaintiff filed his Complaint against various Defendants on January 24, 2013. [Doc. 1] at 1. However, by June 13, 2013, there was no indication on the record that service of process has been effected for Defendants County of Otero, Otero County Sheriff's Department, or Fernando R. Viscarra. [Doc. 5] (citing Fed. R. Civ. P. 4(m)). Therefore, the Court ordered Plaintiff to show cause why those Defendants should not be dismissed. *Id.* Plaintiff timely filed his response [Doc. 10], and these Defendants have now appeared in the case [Doc. 12].

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Order to Show Cause [Doc. 5] is QUASHED.

IT IS SO ORDERED.



STEPHAN M. VIDMAR
United States Magistrate Judge